

**A REGULAR MEETING  
OF  
THE PUBLIC SERVICE COMMISSION**

1. A Regular Meeting was called to order by Chair Winslow in the Hearing Room, 861 Silver Lake Boulevard, Dover, Delaware, on Tuesday, May 5, 2015, at 1:00 p.m. with the following Commissioners in attendance: Joann Conaway, Harold Gray, and Jaymes Lester.

The following Staff members were in attendance: Julie Donoghue, Deputy Attorney General, Patty Davis-Oliva, Deputy Attorney General, Robert Howatt, Janis Dillard, Toni Loper, Donna Nickerson and Leda Banning.

2. Commissioner Gray motioned to approve the meeting minutes from the April 7, 2015 meeting; seconded by Commissioner Conaway; the motion carried unanimously.

Commissioner Lester motioned to approve the meeting minutes from the April 21, 2015 meeting; seconded by Commissioner Gray; the motion carried unanimously.

3. CONSENT AGENDA ITEMS:

A motion was made by Commissioner Conaway to adopt the following Consent Agenda items:

IN THE MATTER OF THE APPLICATION OF BLUE & SILVER ENERGY CONSULTING, LLC d/b/a PRO-STAR ENERGY SERVICES FOR A CERTIFICATE TO PROVIDE ELECTRIC SUPPLY SERVICES WITHIN THE STATE OF DELAWARE (SUBMITTED OCTOBER 15, 2014; FILED MARCH 2, 2015) – PSC DOCKET NO. 14-0468

Commission to consider Staff Memorandum and proposed Order No. 8728.

IN THE MATTER OF THE APPLICATION OF AGERA ENERGY, LLC FOR A CERTIFICATE TO PROVIDE ELECTRIC SUPPLY SERVICES WITHIN THE STATE OF DELAWARE (SUBMITTED OCTOBER 22, 2014; FILED FEBRUARY 20, 2015) – PSC DOCKET NO. 14-0506

Commission to consider Staff Memorandum and proposed Order No. 8724.

The motion was seconded by Commissioner Lester; the motion carried unanimously.

4. REGULAR AGENDA ITEMS:

IN THE MATTER OF THE APPLICATION OF OPEN MARKET ENERGY, LLC FOR A CERTIFICATE TO PROVIDE ELECTRIC SUPPLY SERVICES WITHIN THE STATE OF DELAWARE (SUBMITTED MARCH 24, 2014; FILED FEBRUARY 13, 2015) – PSC DOCKET NO. 14-118

Julie “Jo” Donoghue, Esquire and Toni Loper appeared on behalf of Staff.

Dave Bonar and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

John Gardiner and Elio Battista, Esquire appeared on behalf of Open Market Energy, LLC.

A motion was made by Commissioner Lester and seconded by Commissioner Gray, to adopt Notice of Withdrawal without prejudice; the motion carried 3 to 1; Commissioner Conaway opposed.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF THE APPLICATION OF DELMARVA POWER & LIGHT COMPANY, INC., EXELON CORPORATION, PEPSCO HOLDINGS, INC., PURPLE ACQUISITION CORPORATION, EXELON ENERGY DELIVERY COMPANY, LLC AND SPECIAL PURPOSE ENTITY, LLC FOR APPROVALS UNDER THE PROVISIONS OF 26 *DEL. C.* §§ 215 AND 1016 (FILED JUNE 18, 2014) – PSC DOCKET NO. 14-193

Joseph Schoell, Drinker Biddle & Reath, LLP, appeared on behalf of the Joint Applicants.

Todd Goodman, Esquire appeared on behalf of Delmarva Power & Light Company.

Dave Bonar and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

Julie “Jo” Donoghue, Esquire appeared on behalf of Staff.

A motion was made by Commissioner Lester and seconded by Commissioner Conaway, to adopt Order No. 8738; the motion carried unanimously.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF THE COMMISSION'S INVESTIGATION INTO WHETHER  
ERNEST P. TIMMONS OR E. A. TIMMONS MOBILE HOMES, INC. IS  
UNLAWFULLY OPERATING AS A PUBLIC UTILITY (OPENED MARCH 11, 2015)  
– PSC COMPLAINT DOCKET NO. 15-0859

Julie “Jo” Donoghue, Esquire appeared on behalf of Staff.

Dave Bonar and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate

Kirsten Higgins and Elio Battista, Esquire appeared on behalf of Tidewater Utilities, Inc.

A motion was made by Commissioner Gray and seconded by Commissioner Conaway instructing Tidewater Utilities, Inc. to contact company and owners to attempt to come to a resolution before moving forward and also for the Commission to appoint a Hearing Examiner to this matter.

IN THE MATTER OF THE PROVISION OF STANDARD OFFER SUPPLY TO  
RETAIL CONSUMERS IN THE SERVICE TERRITORY OF DELMARVA POWER &  
LIGHT COMPANY (FILED APRIL 1, 2015 – PSC DOCKET NO. 15-0889

Julie “Jo” Donoghue, Esquire appeared on behalf of Staff.

Dave Bonar and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

Pamela Scott, Esquire and Kristin McEvoy appeared on behalf of Delmarva Power & Light Company.

A motion was made by Commissioner Conaway and seconded by Commissioner Lester, to adopt Order No. 8731; the motion carried unanimously.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF THE PROVISION OF RENEWABLE ENERGY PORTFOLIO  
STANDARD'S COMPLIANCE CHARGE AND CREDIT RATE TO RETAIL  
CONSUMERS IN THE SERVICE TERRITORY OF DELMARVA POWER & LIGHT  
COMPANY (FILED APRIL 1, 2015) – PSC DOCKET NO. 15-0890

Julie “Jo” Donoghue, Esquire appeared on behalf of Staff.

Dave Bonar and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

Todd Goodman, Esquire and Kristin McEvoy appeared on behalf of Delmarva Power & Light Company.

A motion was made by Commissioner Lester and seconded by Commissioner Conaway, to adopt Order No. 8732; the motion carried unanimously.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF THE TARIFF FILING BY CHESAPEAKE UTILITIES CORPORATION FOR AN EXTENSION OF THE RATE SCHEDULE "TSFF" CALLED TOWN OF SMYRNA FRANCHISE FEE RIDER (FILED APRIL 17, 2015) – PSC DOCKET NO. 15-0950

Julie "Jo" Donoghue, Esquire appeared on behalf of Staff.

Dave Bonar and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

Elio Battista, Esquire appeared on behalf of Chesapeake Utilities Corporation.

A motion was made by Commissioner Gray and seconded by Commissioner Conaway, to adopt Order No. 8733; the motion carried unanimously.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF THE COMPLAINT FILED BY DAWN VOLL AND JACQUELINE JOINES AGAINST DELMARVA POWER & LIGHT CO. CONCERNING DISPUTED TRANSFER OF ACCOUNT BALANCE RESULTING IN NON-SERVICE TO NEW ADDRESS (FILED MARCH 21, 2014) – PSC DOCKET NO. 398-14

Julie "Jo" Donoghue, Esquire appeared on behalf of Staff.

Dave Bonar and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

Pam Scott, Esquire appeared on behalf of Delmarva Power & Light Company.

A motion was made by Commissioner Conaway and seconded by Commissioner Gray, to adopt Order No. 8721; the motion carried unanimously.

A verbatim transcript was made of this proceeding

5. DIRECTOR'S COMMENTS:

Mr. Howatt thanked Commissioner Lester for his service to the State of Delaware and the Public Service Commission.

Mr. Howatt also announced the next Commission meeting is scheduled for May 19, 2015.

There was no further business and the meeting adjourned at 2:05 p.m.

Respectfully submitted,

/s/ Donna Nickerson  
Secretary